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Burbank Police Department Officer Gunn  
8

9 **UNITED STATES DISTRICT COURT**  
10 **CENTRAL DISTRICT OF CALIFORNIA**  
11

12 PRESTON SMITH, an individual;

13 Plaintiff,  
14

15 vs.

16 CITY OF BURBANK; BURBANK  
17 POLICE DEPARTMENT;  
BURBANK POLICE DEPARTMENT  
18 OFFICER GUNN; BURBANK  
POLICE DEPARTMENT OFFICER  
19 BAUMGARTEN; BURBANK  
POLICE DEPARTMENT OFFICER  
20 EDWARDS; AND DOES 1  
THROUGH 100, INCLUSIVE  
21

22 Defendants.  
23  
24

Case No. CV 10-08840 R (AGRx)

Honorable Manuel L. Real

**[PROPOSED] JUDGMENT  
GRANTING OFFICER GUNN'S  
MOTION FOR SUMMARY  
JUDGMENT**

*[Officer Gunn's Notice of Motion and  
Motion for Summary Judgment;  
Declarations and Exhibits, and  
Separate Statement filed concurrently  
herewith]*

Date: July 2, 2012  
Time: 10:00 a.m.  
Courtroom: 8

25 TO THE HONORABLE COURT, ALL PARTIES, AND TO THEIR COUNSEL  
26 OF RECORD:

27 The Motion by Officer Neil Gunn, Jr. (hereinafter "Officer Gunn") for  
28 Summary Judgment came on for hearing in Courtroom 8 of this Court on July 2,

1 2012.

2 The evidence presented having been duly considered, the issues having  
3 been duly heard, and a decision having been rendered,

4 IT IS HEREBY ORDERED AND ADJUDGED THAT judgment be  
5 entered on all claims in favor of Officer Gunn and against Plaintiff, and that  
6 Officer Gunn shall be entitled to costs of suit incurred herein.

7  
8 Dated: \_\_\_\_\_

Honorable Manuel L. Real  
United States District Court Judge